

# CITY COUNCIL REPORT



Meeting Date: February 9, 2016  
 General Plan Element: ***Open Space and Recreation***  
 General Plan Goal: ***Ensure a wide range of recreational facilities and services***

## ACTION

**Construction Bid Award for the Papago Rotary Park Playground.** Adopt Resolution No. 10329 to: 1) authorize Construction Bid Award 16PB009 to Safe and Sound Playground, the lowest responsive bidder, at their unit price bid of \$99,940.81 for construction of a new playground at Papago Rotary Park; and 2) authorize a FY 2015/16 General Fund Capital Contingency Budget transfer totaling \$21,000 to capital project PB69B titled Papago Rotary Park Playground Rehabilitation.

## BACKGROUND

The purpose of this action is to award a contract for construction of the Papago Rotary Park playground.

The City of Scottsdale has participated in and administered the Community Development Block Grant (CDBG) program for the past 40 years. CDBG is a federal program administered by the U.S. Department of Housing and Urban Development that awards funds on a non-competitive basis to communities with populations greater than 50,000. Activities funded must meet one of three national objectives: benefit to low and moderate-income persons, aid in prevention or elimination of slum and blight, or, meet an urgent community need.

On April 16, 2013, Resolution No. 9367 allocated CDBG funds for Facilities and Public Improvements in the amount of \$448,000 which included \$90,000 for American with Disabilities Act (ADA) improvements to Papago Rotary Park playground. The new playground equipment will provide accessible recreation opportunities to children in the surrounding low-moderate income neighborhoods.

## ANALYSIS & ASSESSMENT

### Recent Staff Action

On November 11, 2015, staff solicited construction bids for the "Papago Rotary Park Playground" project. The city received six bids on December 30, 2015 at 2:00 PM. The three lowest responsive bids received are as follows:

## **City Council Report | Construction Bid Award – 16PB009 – Papago Rotary Park Playground**

Safe and Sound Playgrounds	\$99,940.81
Exerplay Inc.	\$99,999.65
Play It Safe Playgrounds & Park Equipment	\$113,526.07

The engineer's estimate for the construction of the proposed project was \$95K to \$100K. The Purchasing Director confirms that the procurement procedures provided by the City Code have been followed.

### **Significant Issues to be Addressed**

Key issues with this project include adherence to federal requirements, maintaining use of Papago Rotary Park while the playground is under construction. No vehicular traffic restrictions are anticipated during construction.

### **Community Involvement**

The Human Services Commission hosted a public meeting on February 5, 2013 hearing presentations from non-profit agencies requesting funding for public services, housing activities, and public facility improvements. The Human Services Commission was provided the opportunity to ask questions about the agencies and their services to assist them in evaluating the proposals. At the March 14, 2013 and March 28, 2013 public meetings, the Humans Services Commission made their funding recommendations for City Council's consideration.

## **RESOURCE IMPACTS**

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### **Available funding**

Funding for this project is available in CIP Project PB69B, Papago Park Playground Rehabilitation. Construction cost of this project is reimbursable through a Community Development Block Grant. The \$21,000 in FY 2015/2016 General Fund Capital Contingency is for the projected personnel services costs associated with the project and are not reimbursable through the grant.

### **Staffing, Workload Impact**

The contract administrator responsible for enforcement of all provisions of the contract is Christopher Perkins, Senior Project Manager, Public Works Division. Community Services staff will provide support to the Senior Project Manager.

### **Maintenance Requirements**

The new playground is replacing an existing playground so the cost of ongoing maintenance for the playground will not change.

## **OPTIONS & STAFF RECOMMENDATION**

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### **Recommended Approach**

Adopt Resolution No. 10329 authorizing Construction Bid Award 16PB009 to Safe and Sound Playground, the lowest responsive bidder, at their unit price bid of \$99,940.81 for construction of a new playground at Papago Rotary Park and authorize a FY 2015/16 General Fund Capital

## City Council Report | Construction Bid Award – 16PB009 – Papago Rotary Park Playground

Contingency Budget transfer totaling \$21,000 to capital project PB69B titled Papago Rotary Park Playground Rehabilitation.

### **Proposed Next Steps:**

Upon Council approval, and after a 45 day manufacturing period, playground construction administration will proceed concurrently with construction of the project. Project construction is expected to start in April 2016 and will take approximately thirty days to complete.

### **RESPONSIBLE DEPARTMENT(S)**

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Capital Project Management and Community Services

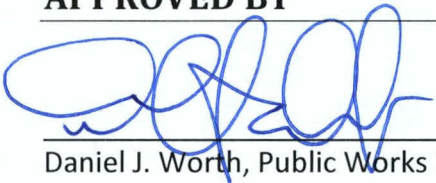
### **STAFF CONTACT(S)**

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Christopher Perkins, Senior Project Manager, [CPerkins@scottsdaleaz.gov](mailto:CPerkins@scottsdaleaz.gov), (480) 312-7845

### **APPROVED BY**

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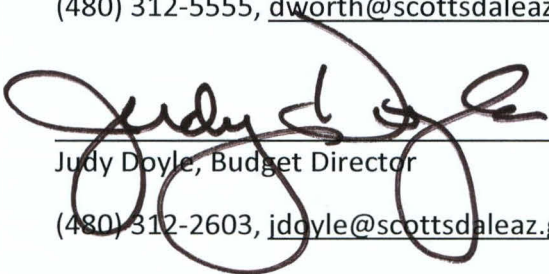


Daniel J. Worth, Public Works Director

(480) 312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

1.25.16

Date



Judy Doyle, Budget Director

(480) 312-2603, [jdoyle@scottsdaleaz.gov](mailto:jdoyle@scottsdaleaz.gov)

1.26.16

Date

### **ATTACHMENTS**

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1. Resolution No. 10329
2. Location Map
3. Contract 16PB009

RESOLUTION NO. 10329

A RESOLUTION OF THE COUNCIL OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING CONSTRUCTION BID AWARD 16PB009 BETWEEN THE CITY AND SAFE AND SOUND PLAYGROUNDS FOR THE PLAYGROUND CONSTRUCTION AT PAPAGO ROTARY PARK AND AUTHORIZE A FY 2015/16 GENERAL FUND CAPITAL CONTINGENCY BUDGET TRANSFER TOTALING \$21,000 TO CAPITAL PROJECT PB69B TITLED PAPAGO ROTARY PARK PLAYGROUND REHABILITATION.

The City wishes to construct a new playground at Papago Rotary Park; and

Safe and sound Playgrounds has offered to provide to the City the requisite construction services necessary to complete the construction work;

BE IT RESOLVED by the Council of the City of Scottsdale, as follows:

Section 1. The Mayor of the City of Scottsdale is hereby authorized and directed to execute construction bid award No. 16PB009 between the City and Safe and Sound Playgrounds to construct a new playground at Papago Rotary Park and the City Council authorizes a FY 2015/16 General Fund Capital Contingency Budget transfer totaling \$21,000 to capital project PB69B titled Papago Rotary Park Playground Rehabilitation.

PASSED AND ADOPTED by the Council of the City of Scottsdale this 9<sup>th</sup> day of February, 2016.

ATTEST:

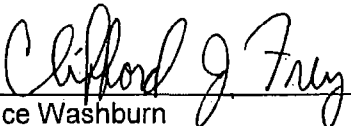
CITY OF SCOTTSDALE  
An Arizona municipal corporation

\_\_\_\_\_  
Carolyn Jagger, City Clerk

\_\_\_\_\_  
W. J. "Jim" Lane, Mayor

APPROVED AS TO FORM:

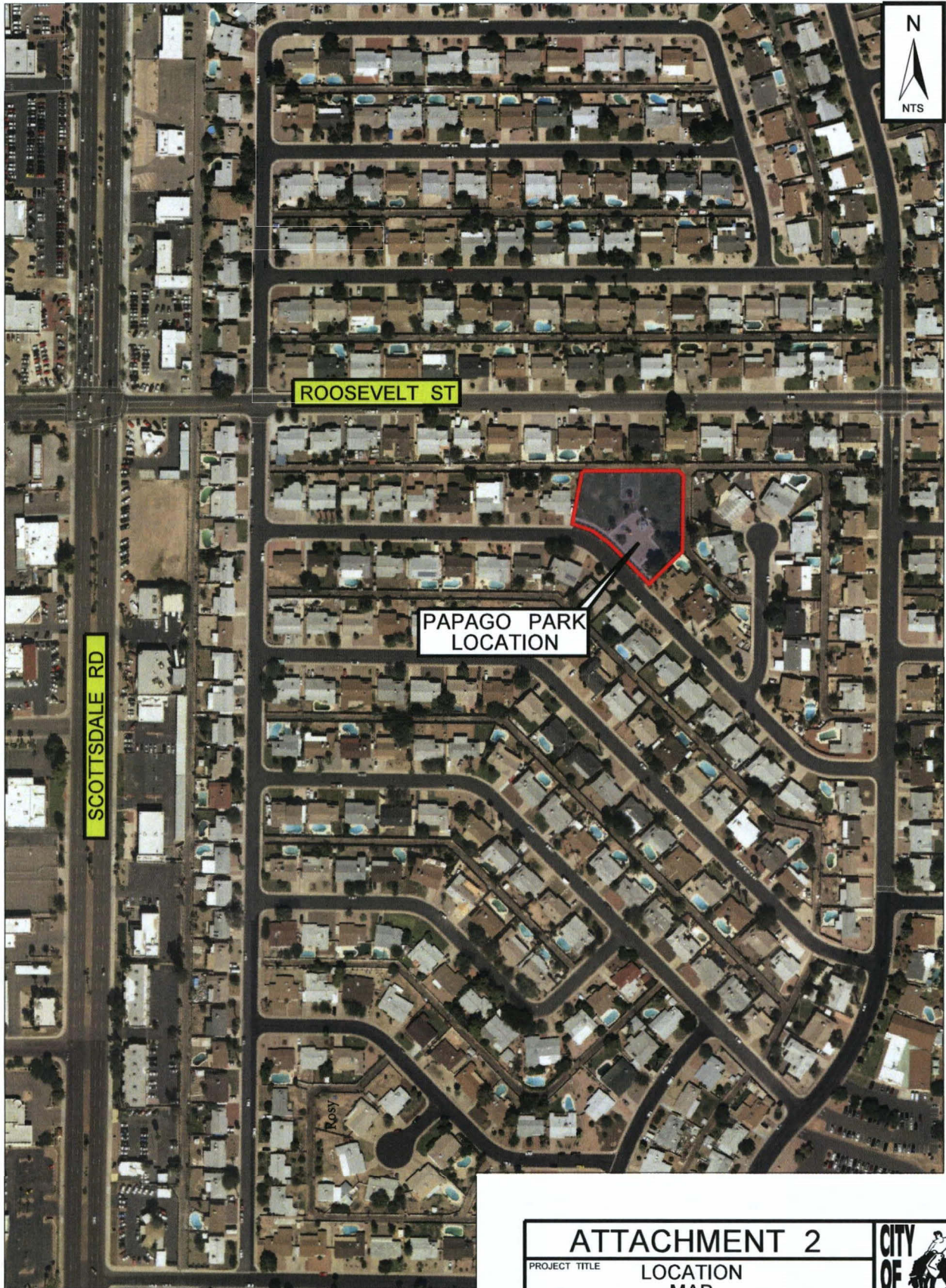
Office of the City Attorney

  
\_\_\_\_\_  
Bruce Washburn

By: Clifford J. Frey,  
Senior Assistant City Attorney

**ATTACHMENT 1**





<b>ATTACHMENT 2</b>					 <b>CITY OF SCOTTSDALE</b> ARIZONA
PROJECT TITLE					
LOCATION MAP					
DEPT. CP	DRAWN	DATE	SCALE	SHT.	
CPM	UG	01/16	NTS	1 OF 1	



**CITY OF SCOTTSDALE  
CONSTRUCTION CONTRACT**

**BID NUMBER: 16PB009**

**PROJECT NUMBER: PB69A**

**PROJECT NAME: PAPAGO ROTARY PARK PLAYGROUND**

THIS CONTRACT, entered into this 9th day of February, 2016, between Safe and Sound Playgrounds, herein after designated "Contractor" and the City of Scottsdale, County of Maricopa, and State of Arizona, a municipal corporation, organized and existing under and by virtue of the laws of the State of Arizona, the "City".

WITNESSETH:

The Contractor, in consideration of the sum to be paid him by the City, in the manner and at the time provided, and of the other covenants and agreements contained in this Contract and under the penalties expressed in the bonds provided, agrees, for himself, his heirs, executors, administrators, successors, and assigns as follows:

**SECTION 1 - SCOPE OF WORK:** The Contractor will furnish any and all labor, materials, equipment, transportation, utilities, services and facilities required to perform all work for Bid No. 16PB009, Project No. PB69A and to completely and totally construct the project and install the material in the project for the City, in a good workmanlike and substantial manner to the satisfaction of the City and under the direction and supervision of the City, or other properly authorized agents and strictly in accordance with the Plans and Specifications prepared for the City, and with any modifications of the Plans and Specifications and other documents that may be made by the City or other properly authorized agents, as provided in this Contract.

The Contractor agrees that this Contract, as awarded, is for Bid No. 16PB009, Project No. PB69A, PAPAGO ROTARY PARK PLAYGROUND, 7316 E. Garfield Street, Scottsdale, AZ 85257, in the amount of **\$99,940.81**, and understands that payment for the total work will be made on the basis of the indicated amount(s), as bid in the Bid Form.

**SECTION 2 - CONTRACT DOCUMENTS:** The Contract Documents consist of the Invitation for Bid, Bid No. 16PB009, Plans, Standard Specifications and Details, Project Manuals, General and Special Provisions, Addenda, if any, and Contractor's Bid, as accepted by the Mayor and Council. Performance Bond, Payment Bond, Certificates of Insurance, and Change Orders, if any, are by this reference made a part of this Contract.

**ATTACHMENT 3**



**BID NUMBER: 16PB009**

**PROJECT NUMBER: PB69A**

**PROJECT NAME: PAPAGO ROTARY PARK PLAYGROUND**

**SECTION 3 - TIME OF COMPLETION:** The Contractor further covenants and agrees at his own proper cost and expense, to do all work as required for the construction of the improvements and to completely construct the project and install the materials, as called for by the Contract Documents free and clear of all claims, liens, and charges whatsoever, in the manner and under the conditions specified within the time, or times, stated in the bid documents.

**SECTION 4 - PAYMENTS:** In consideration of the faithful performance of the work as stated in the Contract Documents, which have been made a part of this Contract by reference, and in accordance with the directions of the City, through its Contract Administrator or other properly authorized agent and to City's satisfaction, the City agrees to pay the Contractor the amount earned, computed from actual quantities of work performed and accepted or materials furnished at the unit bid and/or lump sum price on the Bid Form. Any progress payments made must be in accordance with the General Terms and Conditions as stated in the Contract Documents and final payment will be made within 60 days after final inspection and acceptance of the work.

**SECTION 5 - CONTRACT ADMINISTRATOR IS:** Chris Perkins or designee.

IN WITNESS WHEREOF, 3 identical counterparts of this contract, each of which are for all purposes considered an original, have been duly executed by the parties on the date and year first above written.

**ATTEST:**

**CITY OF SCOTTSDALE**

By: \_\_\_\_\_  
W.J. "Jim" Lane, Mayor

BY: \_\_\_\_\_  
Carolyn Jagger, City Clerk

**CONTRACTOR:**

Safe and Sound Playgrounds

\_\_\_\_\_  
(address)

\_\_\_\_\_  
(city, state, zip)

\_\_\_\_\_  
(printed name/title)

By: \_\_\_\_\_  
(signature of authorized representative)

**REVIEWED:**

\_\_\_\_\_  
Katherine Callaway  
Risk Management Director

\_\_\_\_\_  
James Flanagan  
Purchasing Director

\_\_\_\_\_  
Chris Perkins  
Contract Administrator

**APPROVED AS TO FORM:**

Clifford J. Frey  
Bruce Washburn, City Attorney  
By: Clifford J. Frey  
Senior Assistant City Attorney